IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.5080 OF 2005

Mohammed Sohrab S/o Laique Khan ...Applicant
vs.
State of Maharashtra ...Respondent

Mr.Vijay Pandey i/b Mr.Wajid I. Shaikh for the Applicant
Mr.K.V.Saste,A.P.P. for State

CORAM: A.S.OKA,J.
DATE : AUGUST 29,2005

P.C.:

1. Heard Advocate for the Applicant and learned A.P.P. for State. The Applicant No.2 is the accused No.2 against whom the allegation is regarding commission of offence under Section 376 (G), 342, 323, 506 (ii) and 34 of the Indian Penal Code.

2. The learned Advocate for the Applicant submitted that the Applicant has played no role as is clear from the F.I.R. He submitted that the allegation of commission of offence under Section 376 is not made against the applicant. He submitted that the report of the Chemical Analyser does not support the prosecution. The learned A.P.P. has placed on record relevant material against the applicant.

3. The prosecutrix has made clear allegations against both the accused of commission of offence under Section 376. The report of the medical examination of the prosecutrix also

supports the prosecution. There is sufficient material on record at this stage to show complicity of the Applicant in offence of heinous nature. No case is made out for grant of bail. Application is rejected.

4. If Fast Track Court is available which is empowered to try the cases, the learned Sessions Judge will entrust this case to the Fast Track Court. The trial shall be treated as ‘High Court Expedited Trial’.

JUDGE